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October 24, 2017

Via online submission (at EPA website)

Via USPS to:

Regional Freedom of Information Officer
U.S. EPA, Region 4
AFC Bldg, 61 Forsyth Street, S.W., 9th Flr (4PM/IF)
Atlanta, GA 30303-8960

Re: FOIA Request

Dear FOIA Officer:

We request copies of each record of any kind (paper, electronic, email or fax transmissions, voice recordings, photographs, and records of any other type) in the possession or otherwise under the control of the Environmental Protection Agency that is related to any one or more of the following three subjects:

1. A roughly 0.6 mile system of road surface, ditches, and stormwater discharge outfalls on Old Turnpike Road (NC 1552 in Watauga County) from its intersection with Shulls Mill Road to its intersection with Chestnut Hill Drive (the "NCDOT System"). The NCDOT System is operated and maintained and is owned or otherwise controlled by the North Carolina Department of Transportation.
2. Lawful discharges of dredged or fill material by the NCDOT System into the following areas: (a) Cannon Branch (NC Stream Index 8-7-5, High Quality Waters, Outstanding Resource Waters), (b) a mountain bog adjacent to Cannon Branch; (c) waters of the United States located in the National Park adjacent to the NCDOT System; and (d) the pond owned by Lat Purser immediately downstream of the NCDOT System on Cannon Branch.
3. Violations of the federal Clean Water Act, including unauthorized discharges of dredged or fill material, by the NCDOT System in the following areas: (a) Cannon Branch (High Quality Waters; Outstanding Resource Waters), (b) a

mountain bog adjacent to Cannon Branch; (c) waters of the United States located in the National Park adjacent to the NCDOT System; and (d) the pond owned by Lat Purser and located on Cannon Branch immediately downstream of the NCDOT System.

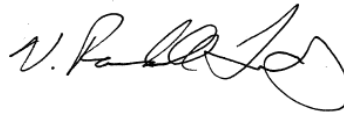
We expect the records responsive to our request will include, *by way of example and not by way of limitation*, paper records, electronic records, active records, and archived records, such as:

- Jurisdictional determinations
- Permits
- Permit applications
- Records of compliance or noncompliance with permits
- Records of regulatory and statutory compliance or noncompliance
- Inspection reports
- Complaints
- Records of meetings
- Records of on-site visits
- Records of phone conversations
- Emails
- Logbooks
- Field notes
- Any other responsive record

We agree to pay the reasonable costs of providing the requested records up to a maximum of \$500.00. If the reasonable cost will exceed \$500.00, please call me. If you have any questions, please feel free to give me a call.

Thank you for your assistance.

Sincerely,

A handwritten signature in black ink, appearing to read "V. Randall Tinsley", with a stylized flourish at the end.

V. Randall Tinsley
336-271-3180

rtinsley@brookspierce.com